

**INDIVIDUAL CABINET
DECISION RECORDING LOG**

DECISION DETERMINED ON: WEDNESDAY 28TH JANUARY 2015

DECISION WILL COME INTO EFFECT ON: FRIDAY 6TH FEBRUARY 2015
(Subject to "Call-in" by appropriate Select Committee)

**SUBJECT: MONMOUTHSHIRE LOCAL DEVELOPMENT PLAN RENEWABLE ENERGY AND EFFICIENCY
SUPPLEMENTARY PLANNING GUIDANCE**

DIVISION//WARD AFFECTED: ALL

PURPOSE: To seek the Cabinet Member's endorsement of Draft Supplementary Planning Guidance (SPG) on Renewable Energy and Energy Efficiency (REEE) to support the policies of the Monmouthshire Local Development Plan (LDP) and a Draft Planning Advice Note on Wind Turbine Development: Landscape and Visual Impact Assessment (LVIA) Requirements, with a view to issuing both for consultation purposes.

DECISION: To endorse the Draft REEE SPG and a Draft Planning Advice Note on Wind Turbine Development: LVIA Requirements with a view to issuing both for consultation purposes.

REASONS: Under the Planning Act (2004) and associated Regulations, all local planning authorities are required to produce a LDP. The Monmouthshire LDP was adopted on 27 February 2014 and decisions on planning applications are now being taken in accordance with policies and proposals in the LDP. The REEE SPG provides further explanation and guidance on the way in which the relevant policies of the LDP will be implemented.

RESOURCE IMPLICATIONS: Officer time and costs associated with the preparation of the SPG document and carrying out the required consultation exercises. These will be within the existing Development Plans budget and carried out by existing staff.

SUSTAINABLE DEVELOPMENT AND EQUALITY IMPLICATIONS:

Sustainable Development

An integrated equality and sustainability impact assessment was carried out in connection with the Deposit LDP. Under the Planning Act (2004), the LDP was required, in any event, to be subject to a Sustainability Appraisal (SA). The role of the SA was to assess the extent to which the emerging planning policies would help to achieve the wider environmental, economic and social objectives of the LDP. The LPA also produced a Strategic Environmental Assessment (SEA) in accordance with the European Strategic Environment Assessment Directive 2001/42/EC; requiring the '*environmental assessment*' of certain plans and programmes prepared by local authorities, including LDP's. All stages of the LDP were subject to a SA/SEA, therefore, and the findings of the SA/SEA were used to inform the development of the LDP policies and site allocations in order to ensure that the LDP would be promoting sustainable development. This SPG is expanding and providing guidance on existing LDP renewable energy and energy efficiency policies, which were prepared within a framework promoting sustainable development. The SPG has obvious benefits in sustainability terms in relation to the promotion of renewable and low carbon technologies, although these benefits need to be weighed against impacts on landscape, amenity etc.

Equality

The LDP was also subjected to an Equality Challenge process and due consideration given to the issues raised. As with the sustainable development implications considered above, the SPG is expanding and providing guidance on these existing LDP renewable energy policies, which were prepared within this framework. New SPG is also subject to an Equality Impact Assessment to ensure that informed decisions can be made. Where practicable and appropriate, consultation will include targeted involvement of those with the relevant protected characteristics.

Assessments of Equality Impact will be required throughout the Plan's implementation wherever there is likely to be significant impact. In this respect, the LDP will be subject to an Annual Monitoring Report that will include consideration of Equality Impacts.

CONSULTEES:

- Head of Planning
- Planning Committee (6 January 2015)
- SLT
- Cabinet

AUTHOR: Martin Davies (Development Plans Manager)

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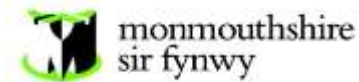
SIGNATURE:

In taking this decision, I declare that I have no personal interest as defined under the County Council's Code of Conduct for Members

Signed:

County Councillor Giles Howard

Date:



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SUBJECT: NEW SOCIAL SERVICES COMPLAINTS POLICY

DIVISION//WARD AFFECTED: ALL WARDS

PURPOSE: To seek approval of the attached revised Social Services complaints policy.

DECISION: Approve the new complaints policy that Welsh Government introduced on 1 August 2014.

REASONS: Welsh Government said that it is committed to improving public services from a citizen's perspective and also from the perspective of how complaints are handled and resolved.

They issued a post consultation draft 'A guide to handling complaints and representations by local authority social services' on the 14 May 2014. The new Regulations and guidance came into force on 1 August 2014.

The new guidance replaces 'Listening and Learning' and supports the implementation of the Social Services Complaints Procedure (Wales) Regulations 2014 and Representations Procedure (Wales) Regulations 2014.

It brings the process for social services in line with the Model Concerns and Complaints Policy and Guidance and the NHS Complaints Procedure Putting Things Right so that there's a more consistent approach to complaints handling.

Statutory Basis and Scope:

This guidance is issued under Section 7 of the Local Authority Social Services Act 1970. This means that local authorities must comply with it.

This new policy replaces the 2006 version of the Social Services complaints policy and procedure.

RESOURCE IMPLICATIONS: The legislation requires that external independent investigating officers must be appointed for formal Stage 2 investigations. For Children's Services complaints, as well as an independent investigating officer an independent person must also be appointed.

There is an existing budget of £17,503 for this work and we will endeavour to keep within the budget expenditure. However, we cannot forecast how many complaints will be made.

SUSTAINABLE DEVELOPMENT AND EQUALITY IMPLICATIONS: No implications have been identified in respect of this proposal.

CONSULTEES:

Social Services DMT members, Head of Regulatory and Democracy services

AUTHOR: Annette Evans, Customer Relations Manager

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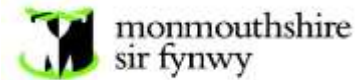
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County Councillor G. Burrows

Date:



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SUBJECT: PROPOSED PROHIBITION OF WAITING AT ANY TIME, WOODSTOCK WAY, CALDICOT

DIVISION//WARD AFFECTED: WEST END, CALDICOT

PURPOSE: To consider the proposed order subsequent to representations received following advertisement in accordance with the Local Authorities Traffic Orders (Procedure) (England and Wales) Regulations 1994.

DECISION: Not to hold a public inquiry and to proceed to approve and implement the proposed order. Those persons that have forwarded objections are informed of the Councils decision.

REASONS: The proposed order is considered to be required in the interests of road safety and to restrict obstructive and inconsiderate parking practices.

Regulation 9 of the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 enables the Council to hold a public inquiry into the proposal if there are unresolved objections. In this instance there has been no objections received

RESOURCE IMPLICATIONS: The cost of making the Traffic Regulation Order will be funded from the Council's Road Safety and Traffic Management budget.

SUSTAINABLE DEVELOPMENT AND EQUALITY IMPLICATIONS: There are no sustainability issues regarding the introduction of a prohibition of waiting at any time along these routes.

CONSULTEES:

- Corporate Management Team
- County Councillor S. B. Jones, Cabinet Member for Transportation & Infrastructure
- County Councillor D Evans, Local Member for West End
- County Councillor J Higginson, Local Member for Severn Ward
- County Councillor P Watts, Local Member for Caldicot Castle Ward
- County Councillor T Easson, Local Member for Dewstow Ward
- County Councillor J Marshall, Local Member for Green Lane Ward

AUTHOR: Paul Keeble – Traffic & Network Manager

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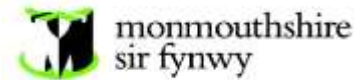
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County Councillor S B Jones

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SUBJECT: PROPOSED 20MPH SPEED LIMIT, CALDICOT

DIVISION//WARD AFFECTED: DEWSTOW, GREEN LANE, CASTLE

PURPOSE: To consider the proposed order subsequent to representations received following advertisement in accordance with the Local Authorities Traffic Orders (Procedure) (England and Wales) Regulations 1994.

DECISION: Not to hold a public inquiry and to proceed to approve and implement the proposed order. Those persons that have forwarded objections are informed of the Councils decision.

REASONS: The new traffic order is proposed in order to increase the levels of road safety and to provide a consistent speed limit through a high density populated area. The proposals should increase the level of road safety for all highway users.

Regulation 9 of the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 enables the Council to hold a public inquiry into the proposal if there are unresolved objections. In this instance there has been no objections received

RESOURCE IMPLICATIONS: The cost of making the Traffic Regulation Order will be funded from the Council's Road Safety and Traffic Management budget.

SUSTAINABLE DEVELOPMENT AND EQUALITY IMPLICATIONS: There are no sustainability issues regarding the introduction of a 20mph speed limit along these routes.

CONSULTEES:

Senior Leadership Team
County Councillor S. B. Jones, Cabinet Member for Transportation & Infrastructure
County Councillor A Easson, Local Member for Dewstow Ward
County Councillor P Watts, Local Member for Castle Ward
County Councillor J Marshall, Local Member for Green Lane Ward

AUTHOR: Paul Keeble – Traffic & Network Manager

CONTACT DETAILS:

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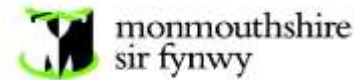
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SUBJECT: SUBMISSION OF LOCAL TRANSPORT PLAN (LTP) to Welsh Government

DIVISION//WARD AFFECTED: ALL

PURPOSE: To seek agreement that the Monmouthshire Local Transport Plan (LTP) (please see link below) developed through consultation and approved by the Strategic Transport Group (STG) be submitted to Welsh Government by 31st January 2015.

DECISION: The Monmouthshire LTP (appendix 1) is approved for submission to Welsh Government by the 31st January 2015 with a covering letter advising that the LTP is subject to debate and approval by the Council on 26th February 2015.

That the LTP be placed on the agenda for debate, amendment and approval at the Council meeting on the 26th February 2015.

REASONS: The WG timetable and the timescales to actually review the LTP has dictated the democratic process for the preparation and submission. The work of the STG is preparing and recommending the Monmouthshire LTP is within the remit of the group but ideally both the Economy and Development, and Strong Communities select committees would have reviewed the plan

prior to approval by Cabinet. This process (i.e. through single member and then Council) allows the authority to comply with the WG timetable whilst also offering members the opportunity to review and amend the plan.

RESOURCE IMPLICATIONS: None directly from the report but the plan includes various schemes which include capital and revenue implications. Progress with schemes, in terms of budgetary implications, would be reported separately.

SUSTAINABLE DEVELOPMENT AND EQUALITY IMPLICATIONS: Refer to Appendix 2

CONSULTEES:

SLT
Cabinet
Strategic Transport Group

AUTHOR: Roger Hoggins, Head of Operations
Richard Cope, Passenger Transport Manager

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County Councillor S B Jones

Date: